

Ordinance No. \_\_\_\_\_  
Subdivision Regulation No: 06-01  
Concerning: Preliminary  
Subdivision Plans-Energy Efficiency  
and Environmental Design  
Revised: 5-15-06 Draft No. 1  
Introduced: May 16, 2006  
Public Hearing: June 20, 2006  
Adopted: \_\_\_\_\_  
Effective: \_\_\_\_\_

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND  
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION  
OF THE MARYLAND-WASHINGTON REGIONAL DISTRICT  
WITHIN MONTGOMERY COUNTY, MARYLAND**

---

By: Council President Leventhal and Councilmembers Praisner and Silverman

---

**AN AMENDMENT** to the Subdivision Regulations to:

- (1) require that an application for a preliminary subdivision plan for a project that includes a non-residential building or multi-family building that will be at least a certain size contain a certain plan relating to energy efficiency and environmental design;
- (2) prohibiting the Planning Board from approving a preliminary subdivision plan for a project that includes a non-residential building or multi-family building that will be at least a certain size unless the applicant has submitted a certain plan relating to energy efficiency and environmental design; and
- (2) generally amend the law relating to subdivision plans.

By amending the following section of the Montgomery County Code, Chapter 50:

Section 50-1, Definitions

Section 50-34, Preliminary subdivision plans – Filing and specifications

Section 50-35, Preliminary subdivision plans – Approval procedure

**Boldface**

Underlining

**[Single boldface brackets]**

Double underlining

**[[Double boldface brackets]]**

\* \* \*

*Heading or defined term.*

*Added to existing law by original bill.*

*Deleted from existing law by original bill.*

*Added by amendment.*

*Deleted from existing law or the bill by amendment.*

*Existing law unaffected by bill.*

*ORDINANCE*

*The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following ordinance:*

1       **Sec. 1. Sections 50-1, 50-34, and 50-35 are amended as follows:**

2  
3       **50-1.       Definitions.**

4                               \*       \*       \*

5       **Covered building:** “Covered building” as defined in Section 8-48.

6                               \*       \*       \*

7       **Green Building Concept Plan:** “Green Building Concept Plan” as defined  
8       in Section 8-48.

9                               \*       \*       \*

10      **50-34.       Preliminary subdivision plans – Filing and specifications.**

11                              \*       \*       \*

12       (k)   A preliminary plan application for a project that includes a **covered**  
13       **building** must contain a **Green Building Concept Plan**.

14      **50-35.       Preliminary subdivision plans – Approval procedure.**

15                              \*       \*       \*

16       (s)   The Planning Board must not approve a preliminary plan for a project  
17       that includes a **covered building** unless the applicant has submitted a  
18       **Green Building Concept Plan** that has been approved by the  
19       Department of Permitting Services as required by Section 8-51. The  
20       Planning Board must make compliance with the **Green Building**  
21       **Concept Plan** a condition of approving the preliminary plan.

22      **Sec. 2. Effective date.** This ordinance takes effect 20 days after the date of  
23      Council adoption.

24  
25      This is a correct copy of Council action.

28 Linda M. Lauer, Clerk of the Council

29

30 Approved:

31

32 \_\_\_\_\_

33 Douglas M. Duncan, County Executive